

AF/1654/8  
PATENT

Attorney Docket 061834-5032

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of: **Alvarez et al.**Application No. **09/079,678**Filed: **May 15, 1998**For: **Random peptides that bind to gastro-intestinal tract (GIT) transport receptors and related methods**Group Art Unit: **1654**Examiner: **Roy Teller**

U.S. Patent and Trademark Office  
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401 Dulany Street  
Alexandria, VA 22314

TRANSMITTAL FORM

- Transmitted herewith is a Notice of Appeal in response to the Office Action dated April 7, 2005.
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a three-month extension of time from July 7, 2005 to October 7, 2005, the fee for which is **\$510.00** for a small entity as set out in 37 C.F.R. 1.17(a). The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation (37 C.F.R. 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	18	minus	478	0	\$50.00 each=	0.00
Independent Claims	4	minus	16	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						\$0.00
Reduction by 1/2 for filing by a small entity						\$0.00
Total Fee =						\$0.00

- Fee Payment: The Commissioner is hereby authorized to charge **\$760.00** to Deposit Account No. 50-0310 for payment of the three-month extension of time fee (\$510.00) and the Notice of Appeal Fee (\$250.00).

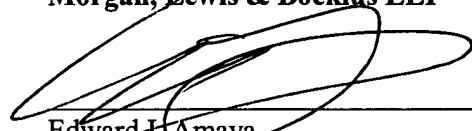
10/12/2005 BABRAHA1 00000062 500310 09079678

01 FC:2253 510.00 DA

5. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **October 7, 2005**  
Morgan, Lewis & Bockius LLP  
Customer No. **09629**  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202-739-3000

Respectfully submitted  
**Morgan, Lewis & Bockius LLP**

  
\_\_\_\_\_  
Edward I. Amaya  
Registration No. 54,960



PATENT  
Attorney Docket 061834-5032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: *Alvarez et al.* )  
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Application No. 09/079,678 ) Group Art Unit: 1654  
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Filed: May 15, 1998 ) Examiner: Roy Teller  
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For: Random peptides that bind to gastro- )  
intestinal tract (GIT) transport )  
receptors and related methods )

**NOTICE OF APPEAL TO BOARD OF PATENT APPEALS & INTERFERENCES**

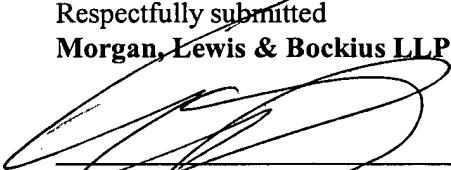
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 7, 2005 of the Examiner finally rejecting claims 75, 109, 110, 117-128, 135-142, 149-165.

The Commissioner is hereby authorized to charge **\$250.00** to Deposit Account No. 50-0310 for payment of the Notice of Appeal fee at the small entity rate as set forth on the accompanying transmittal form.

**Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

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10/12/2005 BABRAHA1 00000062 500310 09079678  
02 FC:2401 250.00 DA